

APR 25 2002
In re Application of
Lev BORTNITZ
Serial No.: 1,360
Filing Date: February 4, 2002
For: ANTI-RUST COATING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty Docket: P-121K1
Application Division
ATTN: BOX MISSING PARTS
Washington, D.C.
Confirmation No. 8173
April 25, 2002

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION
FILED UNDER 37 CFR 1.53(b)

HON. COMMISSIONER OF PATENTS
Washington, D.C. 20231
Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated , 2001.

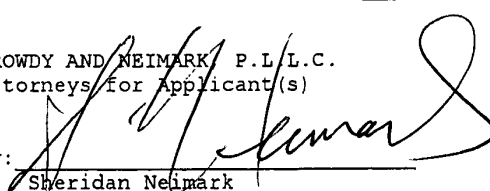
- [XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date, and priority information.
- [] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information, and to which is attached a duplicate copy of the application as filed.
- [X] Applicant claims small entity status. See 37 CFR 1.27.
- [] A Communication.
- [] Preliminary Amendment and Statements in Support of Filing and Submissions in Accordance with 37 C.F.R. '1.821-1.825.
- [] Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- [] A certified copy of priority document no. _____, filed _____, is also attached. Priority is claimed.
- [] An Information Disclosure Statement with 08A-1449 and _____ references is also attached.

The following fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$370.00	OR		\$
TOTAL CLAIMS	33-20	13	X 9 =	\$117.00		X 18 =	\$
INDEP. CLAIMS	2-3		X 42 =	\$		X 84 =	\$
[] MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 135 =	\$		+ 280 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$487.00		TOTAL	\$

- [] Surcharge for late filing of English translation \$ 130.00
- [XX] Late filing of Declaration surcharge in the amount of:
- Small Entity [XX] \$65.00 Other than Small Entity [] \$130.00
- [] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:
- | Small Entity | Other Than Small Entity |
|-----------------------------|-----------------------------|
| Response Filed Within | Response Filed Within |
| [] First - \$ 55.00 | [] First - \$ 110.00 |
| [] Second - \$ 200.00 | [] Second - \$ 400.00 |
| [] Third - \$ 460.00 | [] Third - \$ 920.00 |
| [] Fourth - \$ 720.00 | [] Fourth - \$1,440.00 |
| Month After Time Period Set | Month After Time Period Set |
- [XX] Conditional Petition for Extension of Time:
- If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [] Check No. _____ in the amount of \$ _____ is enclosed to cover the above fees.
- [XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$552.00 is enclosed to cover the fees.
- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By: 
Sheridan Neimark
Registration No. 20,520

SN:1b

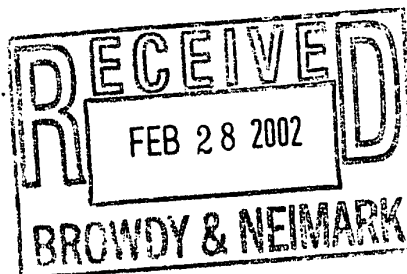


UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/061,360	02/04/2002	Lev Bortnik	BORTNIK=1

1444
BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303



CONFIRMATION NO. 8173

FORMALITIES LETTER



OC000000007530694

Date Mailed: 02/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

DKT 228.02
MSP = 25AP2002

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$234.
 ▪ \$234 for 13 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1104.

A copy of this notice MUST be returned with the reply.

B. Habteward

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/26/2002 SFLEKE1 00000033 10061360
01 FC:201 370.00 00 00
02 FC:203 117.00 00 00
03 FC:205 65.00 00 00